

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

In re ASYST TECHNOLOGIES, INC.
DERIVATIVE LITIGATION

CASE NO.: C-06-4669-EDL

This document relates to:

ALL ACTIONS


~~PROPOSED~~ ORDER GRANTING
MOTION TO DISMISS WITH
PREJUDICE

In this shareholder derivative action Plaintiff Scouler & Company, LLC, as the Liquidation Trustee of the Asyst Technologies Liquidation Trust, the assignee and/or transferee of the claims belonging to former nominal defendant Asyst Technologies, Inc., and all the Defendants have entered into a settlement agreement. On September 30, 2011 the Plaintiff Scouler & Company, LLC and the Defendants filed a Motion to Dismiss with Prejudice the Second Amended Consolidated Verified Shareholder Derivative Complaint filed by former plaintiff Andrew Anthony Allison.

For the reasons stated above, the Motion to Dismiss with Prejudice the Second Amended Consolidated Verified Shareholder Derivative Complaint filed by Plaintiff Scouler & Company, LLC and the Defendants is granted.

IT IS SO ORDERED.

Dated: November 2, 2011


ELIZABETH D. LAPORTE
United States Magistrate Judge